

## Germany Will Not Seize Ships Flying Stars and Stripes

American Vessels Carrying Food to England and France Not to Be Molested, Embassy Declares, in Statement—Revised Text of "War Zone" Declaration and Official Memorandum of Berlin Admiralty Modify Slightly Blockade of British Waters as Applied to Neutrals. Route to North Sea and Wide Strip Along Dutch Coast Are Left Open—Intention to Destroy All Possible English Merchant Vessels Is Reiterated.

## GREAT BRITAIN HAS VIOLATED TREATIES AND IMPERILED NEUTRAL TRADE, IS CLAIM

Berlin, Feb. 6 (by wireless).—Following is the full official text of the memorandum issued by the German government concerning proposed retaliation against the measures taken by England in violation of international law to stop neutral sea commerce with Germany:

"Since the beginning of the present war Great Britain has carried on a mercantile warfare against Germany in a way that defies all the principles of international law. It is true the British government has announced in a number of decrees that the London declaration concerning naval warfare is binding on its naval forces, but in reality it has renounced the declaration in its most important particulars, although its own delegates at the London conference on naval warfare had recognized it as conclusions to be valid as international law.

**Claims Treaty Evades.**

"The British government has put a number of articles in the list of contraband which are not so, or at most are only indirectly useful for military purposes, and therefore, according to the London Declaration, as well as according to the universally recognized rules of international law, may not be designated as contraband.

"It has further actually abolished the distinction between absolute and relative contraband, inasmuch as it has subjected to seizure all articles of contraband intended for Germany without reference to the harbor in which they were to be unloaded or to the hostile or peaceful use they were to be put.

"Great Britain does not even hesitate to violate the Paris Declaration, as her naval forces have seized on neutral ships German property that was not contraband, in violation of her own decrees concerning the London Declaration.

"Further, she has, through her naval forces, taken from neutral ships numerous Germans liable to military service and has made of them prisoners of war.

**Neutral Shipping Imperiled.**

"Finally, she has declared the entire North Sea to be an area of war, and if she has not made impossible the passage of neutral shipping through the sea between Scotland and Norway, she has made it so difficult and so dangerous that she has, to a certain extent, effected a blockade of neutral coasts and neutral ports in violation of all international law.

"All these measures have the obvious purpose, through the illegal paralyzing of legitimate neutral commerce, not only of striking at the German military strength, but also at the economic life of Germany, and finally, through starvation, of dooming the entire population of Germany to destruction.

"The neutral powers, generally, have acquiesced in the steps taken by the British government. Especially they have not succeeded in inducing the British government to restore the German individuals and property seized in violation of international law. In certain directions they also have aided the British measures which are irreconcilable with the freedom of the sea in that they have obviously, under the pressure of England, hindered, by export and transit embargoes, the transit of war for peaceful purposes to Germany.

"The German government in vain has called the attention of neutral powers to the fact that it must face the question of whether it can longer persevere in its hitherto strict observance of the rules of the London declaration if Great Britain is to continue

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## 'PARE EXPENSES OR FACE DEFICIT,' UNDERWOOD CRIES

"U. S. Headed for Bankruptcy Shoals Unless Course Is Changed."

## PREDICTS PARTY DEFEAT

Fitzgerald Says It Will Come in 1916 at Present Rate.

## GILLET ADDS GLOOMY NOTE

Coffers of Nation Will Be Empty by June, Is Republican's Prophecy.

Another warning was uttered in the House yesterday by Representative Underwood, Democratic leader, that appropriations must be reduced if the Democratic Congress wants to prevent bankruptcy of the Treasury. Mr. Underwood's warning was made in the debate on the sundry civil bill. He was supported by Representative Fitzgerald, chairman of the Committee on Appropriations, who declared that unless expenditures were reduced the Democrats would be defeated at the polls in 1916. Mr. Fitzgerald and Mr. Underwood recommended a more systematic method in making appropriations. Mr. Fitzgerald asserted that in the popular idea extravagances in appropriations were attributable to the executive departments. Mr. Fitzgerald said the evil was to be found in Congress itself.

He advocated a law preventing Congress from passing legislation to increase any appropriation beyond the estimates of the departmental bureau. In present-day the sundry civil bill, which carries a total appropriation of \$15,927,538, Mr. Fitzgerald declared that the Appropriations Committee had annually pruned about \$15,000,000 from the departmental estimates for this bill. He warned the House that the people will resent increased taxation, and declared that the great increase in government expenditures in recent years had been due to the organized efforts of associations and societies, which had by their different propaganda caused the Federal government to increase greatly its functions and activities.

Mr. Underwood spoke in favor of the creation of a budget committee to handle expenditures.

## Would Cut \$50,000,000.

In reply to a statement by Representative Mann, the Republican leader, as to why more reductions had not been made in the governmental expenditures, Mr. Fitzgerald said:

"If I had my way, I would make a reduction of at least \$50,000,000 in governmental expenditures without causing a material decrease in efficiency. It is urged the Federal government, State governments, and municipal authorities should do whatever they can to push building projects so as to provide employment for the idle. I think when the Federal government is expected to provide work and entertainment for the people we are approaching the rocks on which the government will be wrecked."

## 'Bankrupt by June.'

"I think," said Gillett, "that in the present fiscal year we are likely to face a deficit, and before July 1 next the administration will be selling bonds in order to pay the running expenses of the government and keep a balance in the Treasury. That balance has shrunk from \$145,000,000 on July 1, to \$55,000,000 on February 1. That is an average loss of \$12,000,000 a month, and the Treasury balance is now reduced to as low a figure as Treasury officials have generally thought safe. There is nothing to indicate the trend will change, and at that rate by June 1 the Treasury would be empty.

Mr. Gillett pointed out numerous items which he said might be stricken from the sundry civil bill. Among them \$10,000,000 for public buildings which have not yet been commenced, and \$3,000,000 for the physical valuation of railroads.

"In glancing over the list of special attorneys employed by the Attorney-General my eye happened upon the two familiar names of Bryan and McAdoo, and I found that these names were attached to the persons of sons of two Cabinet officers."

## BANK ROBBERS GET \$12,000.

Bind and Gag Two Officials and Rob Bank.

Buffalo, N. Y., Feb. 6.—Two men entered the bank of Lima, Livingston County, shortly after noon today, bound and gagged the cashier, John Gray, and Assistant Cashier Cole, robbed the safe of between \$10,000 and \$12,000, and escaped.

Cole's father went to the bank to see why his son had not come home to lunch and found the two men.

222-25 Jacksonville and return. Correspondingly low fares to other Florida points via Southern Railway. Free baggage, 21 lbs. per passenger. Agents, 705 15th St. N. E., Wash., D. C.

## Wilson to Sound Warring Nations on Offer Of Mediation Through Col. House, Is Report

Special Cable to The Washington Herald.

London, Feb. 6.—London officialdom has heard that the mission of Col. E. M. House, personal representative of President Wilson, who arrived on the Lusitania today, includes instructions to sound the opinion of the governments of the warring nations on the subject of peace.

The announced mission of Col. House is to co-ordinate the various American relief organizations in Europe. Now, not only here, but in Paris, Berlin, and Petrograd, it is reported his visit, which will extend to the various capitals, is significant of a desire on the part of the President to renew an offer of mediation.

It is understood that the investigations will be conducted entirely through the United States embassies of the several warring countries.

There have been recent exchanges of representations between the United States government and the foreign offices of Russia and Austria, and it is rumored that these may have something to do with the significant visit of Col. House.

## FLIES U. S. FLAG IN DASH TO PORT

Lusitania Displays Stars and Stripes at Masthead to Avoid Capture.

## CONFIRMS GERMAN CLAIM

Official Statement Explaining Action of Cunard's Captain Is Awaited.

Special Cable to The Washington Herald.

London, Feb. 6.—The controversy precipitated by Germany's charge that Great Britain secretly advised masters of British ships to fly neutral flags when necessary for their protection against ships of the enemy, took a serious turn tonight, when it was reported from Liverpool that the Cunard liner Lusitania, from New York, crossed the Irish Sea, flying the American flag. The passengers of the liner were landed at Liverpool early this morning. The American emblem was still displayed when she made the port.

The report that the British liner was flying an American flag was brought to London by an American passenger, who stated that the captain claimed the right of protection under the neutral colors because he was carrying neutral mails and neutral passengers.

## Await Official Report.

The Baltic of the White Star Line flashed the first warning by wireless to the Lusitania saying two submarines had been sighted, according to this passenger.

When the Lusitania arrived off Queenstown, after being delayed by heavy seas which swept the decks injuring a number of passengers, the ship's wireless became exceedingly active and messages were flashed from shore to sea. Finally after cruising off Queenstown for about two hours, without even picking up a pilot as is usual, the Lusitania laid her course for Liverpool and proceeded under a full head of steam. It was just after leaving Queenstown that the American flag was noticed flying at her stern by the passengers. According to Will Irwin the American writer, a small American flag and a mail pennant also were flying at the forepeak.

## Captain Admits Purpose.

Approached by numerous American passengers, Capt. David Dow frankly admitted there was grave danger from German submarines along the last stretch of the voyage. He said that while the ship was under American colors, no submarine would dare molest her, and his flag assured the passengers and ship of safety against attack.

Other officers admitted there was no expectation that German submarines would be detected by substitution of flags, for it would be impossible to conceal the identity of the Lusitania, but hostile submarine commanders would be deterred from attacking torpedoes, and thus the company's purpose would be served, the neutral passengers' lives protected and the loss of valuable neutral cargo prevented.

While the British foreign office is without official confirmation of the act of the Cunard's captain, the incident is looked upon as extremely unfortunate just at this time. It is intimated that the captain's act will meet with official disapproval. Indications are that official disapproval will be made that such a course had been advised in the case of the Lusitania or any other ship.

Any formal statement that may be made by the foreign office will be delayed until an official report has been received.

In some official quarters, however, officials defended the action of the Cunard's captain on the grounds that Great Britain heretofore almost invariably has consented to the use of the Union Jack by ships of neutral nations to avoid capture, and the natural feeling is that a like privilege would be granted British ships in such an emergency.

## Six Killed in Mine Blast.

Charleston, W. Va., Feb. 6.—Six men lost their lives in a mine explosion today at Claremont, Fayette County. There were 151 men in the mine, 148 of whom escaped. Four of those caught by the blast were found alive.

227-75 New Orleans, 225-55 Mobile and return Feb. 9-15 via Norfolk & Western Ry., Inquire 1415 N. Y. Ave.—Adv.

## SUES FOR \$1,500 ON KISS ASSAULT

Actresses' Prank Brought Him Anguish, C. Mason Griffin Says.

## WIFE WITNESSED BATTLE

Struggles Futile Against Flirtatious Entertainers—"Rosebud" Broke Through Guard.

"Assault with intent to kiss," committed by four actresses in a local theater, causing him "great mental pain and anguish," is alleged by C. Mason Griffin in a damage suit filed in the District Supreme Court yesterday. According to the petition, one of the "Southern Rosebuds" actually penetrated his defense and planted her rosebud lips on his. He asks damages to the extent of \$1,500. His wife was with him at the time.

The Southern States Producing Company, which produces the vaudeville attraction, "The Southern Rosebuds," and Alan J. Bachrach, manager of the theater, are named as defendants.

## Actresses Surrounded Him.

Mr. Griffin tells the court that he paid 50 cents admission for his wife and himself to the theater on February 1, and that he was quietly enjoying the performance when four members of the cast, their names unknown to him, left the stage, marched along the aisles, surrounded him and perpetrated the assault. His struggles were unavailing, and one enterprising "Rosebud" succeeded in her fell intent. Mr. Griffin avers that he attempted to push them away. As stated in the petition, the "certain ladies did assault the plaintiff, with intent to kiss the plaintiff, that said plaintiff attempted to push the said young lady away, that said young lady did, nevertheless, continue to assault said plaintiff, that said young lady did kiss the plaintiff against the will of said plaintiff, and that plaintiff did not act to encourage this assault."

Attorneys Milton F. Townsend and Frank A. Smith represent Mr. Griffin.

## M'COMBS AND M'ADOO TEST WILSON STRENGTH

Hold Conferences Here with Original Boosters from Illinois—Will Get Convention Votes Afterward.

Although President Wilson formally denied on Tuesday that there is any movement on foot to obtain his renomination in 1916, Chairman McCombs, of the Democratic National Committee, and Secretary of the Treasury McAdoo are holding conferences with the original Wilson men from various States who were active in organizing the Wilson campaign in 1912.

The first of these was held here Friday and yesterday with the group of original Wilson men from Illinois. Those in the conference were Judge Clarence Goodwin, Irving Shumann, William Brown, Jr., and Dixon C. Williams. These four, with William C. Niblick, receiver for the Lorimer banks, constituted the "original Wilson committee" in Illinois.

Of the four, Shumann and Brown have been rewarded with Federal positions. Goodwin is a receptive candidate for a Federal judgeship, and Williams is an active candidate for postmaster at Chicago. Shumann is subtreasurer at Chicago and Brown a naval officer.

It is apparent that Secretary McAdoo and Chairman McCombs have decided to test the Wilson sentiment before starting to get votes for his renomination.

## WU TING FANG WARNS FILIPINOS

Sees Peril in Too Early Independence for Islands.

Manila, Philippines Islands, Feb. 6.—Dr. Wu-Ting-Fang, former Chinese minister to the United States, addressed the Columbian Association here today and in his speech he warned the Filipinos not to move too fast toward independence.

China, he said, had a republican form of government forced upon her before she was ready for it.

## DEMOCRATS ARE ONE VOTE SHY ON SHIP BILL

Party Leaders Admit Efforts to Kill Measure for Present May Succeed.

## EXTRA SESSION FAVORED

Wilson's Lieutenant on Senate Floor Urges One if Opposition Prevents Vote.

## WILL ACCEPT NEW SUBSTITUTE

Republicans Stand United Behind Straight Government Ownership and Operation Plan.

Democratic leaders in the Senate confessed yesterday that with the arrival of Senator Newlands tomorrow they will still be one vote short of the necessary number to recummit the ship-purchase bill with instructions that will insure its passage to the progressive Republicans. Senator Newlands has been sending telegrams from various points along the route that he will be here not later than tomorrow, and expects to arrive early enough to participate in the voting.

Senator Simmons, personal representative of President Wilson in the fight, yesterday told the President he believed an extra session of Congress ought to be called if the Republicans prevent a vote on his measure by filibustering until the close of the present session. Senator Stone, chairman of Foreign Relations, is of the same opinion.

## To Vote on Clarke's Motion.

The pending motion of Senator Clark to commit the bill may come to a vote tomorrow. That it will prevail is a grave possibility. The effect of its adoption will be to kill the bill for the present session. Administration leaders, however, know that with the aid of Progressives Kenyon, La Follette, and Norris they can discharge the committee from further consideration of the Gore bill and present the proposition anew to the Senate in such shape as to command a majority vote if that vote can be taken.

The revelation of yesterday was the agreement of the Republicans to accept a straight out government ownership and operation scheme under control of the Navy Department, as a substitute for the Democratic measure.

This substitute, perfected by Senator Cummins, of Iowa, provides simply that the Navy Department shall use \$30,000,000 worth of Panama Canal bonds to purchase and construct vessels for a naval auxiliary, and that in time of peace these vessels shall be operated by the department in the ocean-carrying trade of the United States. The great advantage offered by Senator Cummins provided that the vessels of the naval auxiliary should be leased out to private operation.

Senator Cummins stated yesterday that his new measure would command the entire Republican vote in the Senate. He predicted, however, that the fight over the bill would continue indefinitely.

Opponents of the bill affirm their purpose of promptly resuming their filibuster when Mr. Gore calls up his motion to discharge the committee. They claim to have their forces well lined up, and a sufficient number of long distance speakers to occupy the time even if continuous sessions are ordered.

"My personal judgment is that an extra session should be called if the Republicans refuse to let us have a vote this session," said Senator Simmons at the White House. "I am hoping an extra session may not be necessary, but I believe the ship-purchase bill should be kept before the Senate until it is voted on, even though by so doing we risk an extra session because of the failure of appropriation measures. I believe that the ship bill should be passed no matter what happens."

In a letter congratulating Senator Simmons of Washington on his attitude toward the motion to recummit the bill, former Senator Jonathan Bourne, of Oregon, characterizes the President's effort to force action by Congress as "unjustifiable."

## President Is Censured.

"From a fundamental standpoint of government," says former Senator Bourne, "the vote on recummitment of the ship-purchase bill is the most important action taken by the present Congress, for it is a declaration to the country of the legislative independence of Congress, the only branch of our government directly elected by and directly accountable to the people of this country."

"No President can interfere with the exercise of legislative power by Congress without violating his oath of office. A violation as direct and as complete as any other unlawful act by any other officer of the government. No individual that has ever lived or that ever will live is qualified to be despotic ruler of one hundred millions of people."

## Safety First.

New York, Feb. 6.—The startling statement that more people were killed in New York in street accidents in three years than had been killed in the civil war was made today by W. F. Peabody, president of the Safety First Association.

The death toll of the United States in one year from avoidable accidents, Mr. Peabody said, "equaled the total deaths of the civil war."

## Russians Halt and Smash Fierce Rush Of 100,000 Germans

Terrific Fighting on Narrow Front Continues West of Warsaw, but Von Hindenburg's Fierce Drive Fails to Gain for Teutons—Several Regiments Annihilated by the Russians in Hot Counterattack, Which Wins German Trenches—Thousands Fall as Fighting Goes on Without Cessation Day and Night—Berlin Reports Capture of 6,000 Muscovite Prisoners at Goumine, on the Bzura River—Czar's Forces Gain in East Prussia.

## AUSTRIANS REPORT GREAT SUCCESS IN THE CARPATHIANS AND IN BUKOWINA

Special Cable to Washington Herald.

(By Special Correspondent of The Washington Herald and London Observer.)

Petrograd, Feb. 6.—The battle has been joined at last between the Slav and the Teuton both in Poland and in the Carpathians. The latter battle, however, as yet is only in its preliminary stages, for climatic, among other reasons. It is not expected that a decision will be arrived at for some weeks.

In the meantime terribly picturesque events are happening on the narrow section of the Polish front about Bolimow, where the Germans hoped to pierce the Russian defense. Fighting is still in progress there day and night. On a front half a dozen miles wide, half of which is screened by forests, the Germans have got into array more than 100,000 infantry and 600 guns.

On Wednesday, Thursday and Friday, day and night, a desperate struggle was in progress, positions changing, hands, men fighting with the bayonet and butt, artillery thundering ceaselessly, and still no decision reached.

**Counter-attacks Successful.**

More than 100,000 men, supported by 600 guns, in a Gzasi rush is a fearful thing to contemplate. But the Russians stopped it and made counter-attacks, capturing German trenches and annihilating the forces which held them.

On the East Prussian front the Russians are steadily on the move. Between that point and the Lower Vistula fighting on a considerable scale is still in progress, with the results in favor of the Russians. On the left bank of the Lower Vistula the Russians have advanced west of the Bzura into its confluence with the Vistula.

Berlin, Feb. 6 (by wireless).—The capture of 1,000 prisoners and six machine guns from the Russians in front of Goumine, Poland, on the Bzura River, is announced in an official statement issued today. At the same time the German war office officially denied that the Germans had launched any unusual efforts to obtain a victory over the allies on the Kaiser's birthday.

## Austrians Claim Victory.

An important concentration of Austro-Hungarian troops in East Galicia and Bukovina is under way, it is announced in dispatches from Budapest today. The information was given out by the government press bureau. The dispatches say:

"It is the evident intention of the Austro-Hungarian forces to maintain these territories even at the expense of giving up ground elsewhere. A number of Russians captured in Bukovina stated that they had been sent there from the army that is besieging Przemyśl. The Russians have suffered a severe defeat on the so-called 'Lupkow Saddle' north of the Zemplin country."

## BRITISH FLIER SINKS GERMAN SUBMARINE

Flanders Correspondent Reports Daring Raid on Zeebrugge by Lone Aviator.

Special Cable to The Washington Herald.

London, Feb. 6.—The Daily Mail prints the following dispatch from Rotterdam:

"A Flanders correspondent says that on Thursday night an English aeroplane flew over Zeebrugge, and, drenching the concentrated fire, made a sudden dive to within 200 feet of the ground. About forty German soldiers returning from the disciplinary court, where they had been sentenced to punishment, ran for cover in all directions."

"The aviator coolly dropped his bombs at short range on a submarine moored alongside the mole. There was a terrific explosion and the submarine was sunk. The aviator got away safely."

## COLOGNE SHELLED FROM AIR.

Hostile Aviators Drop Bombs on German City.

Amsterdam, Feb. 6.—Hostile aviators flew over the German city of Cologne, dropped bombs, and escaped in the direction of Dueseldorf, according to advices from Berlin.

The raid was made on Wednesday while a number of German reinforcements were passing through Cologne.

## Harvard Club Dines Tuesday.

The Washington Harvard Club will give its annual dinner Tuesday evening at the University Club. The speakers will be Prof. Edward Channing, of the department of history; Carl Vrooman, Assistant Secretary of Agriculture; Albert T. Perkins, president Associated Harvard Clubs, and several members of Congress. John W. Holcombe will preside.

## WHAT DO YOU KNOW ABOUT AUTOMOBILES?

Hundreds pass you every day. What are the names of these cars? Who sells them in Washington? Fifty dollars in gold as prizes will be given by the automobile dealers of Washington for the nearest correct answers.

See Wednesday's (Feb. 10) Herald